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PATENT  
Docket No. 150.00810102

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appellant(s): Brian A. Vaartstra )

Group Art Unit: 2823

Serial No.: 09/865,612 )

Examiner: George Fourson III

Confirmation No.: 4697 )

Filed: May 25, 2001 )

For: **METHODS, COMPLEXES, AND SYSTEMS FOR FORMING METAL-  
CONTAINING FILMS ON SEMICONDUCTOR STRUCTURES**

**APPELLANT'S BRIEF ON APPEAL**

Commissioner for Patents  
Mail Stop AF  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Appellant presents this Appeal Brief in support of the appeal from the final rejection of claims 18-38, as indicated in the Notice of Appeal filed in the above-identified patent application on November 20, 2003.

**Real Party In Interest**

The real party in interest is Micron Technology, Inc., of Boise, Idaho, as evidenced by the assignment recorded September 2, 1998, at Reel 9442, Frame 0583, for the parent application, U.S. Serial No. 09/146,003, filed September 2, 1998 (now U.S. Pat. No. 6,281,124).

**Related Appeals and Interferences**

There are no related appeals or interferences pending in connection with any related applications.

01/22/2004 HDENESS1 00000115 134895 09865612

01 FC:1402 330.00 DA

Adjustment Date: 02/03/2004 SDIRETA1  
01/22/2004 HDENESS1 00000115 134895 09865612  
01 FC:1402 330.00 CR

# FAX TRANSMISSION

**MUETING, RAASCH & GEBHARDT, P.A.**

203 Textile Building  
119 North Fourth Street  
Minneapolis, MN 55401  
Fax: 612/305-1228

Patent, Trademark & Copyright Attorneys

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**Date:** 27 January 2004

**To:** Latrice Sims, U.S. Patent & Trademark Office  
Office of Finance (USPTO Deposit Account)

**Fax No.:** (703) 308-5077

**From:** Gara Ladwig, Paralegal (612) 305-1006

**Pages:** 3 [Including cover]

**Subject:** USPTO Deposit Account No. 13-4895  
Request for Refund in the amount of \$330.00  
Application Serial No. 09/865,612  
M&R 150.00810102

Dear Ms. Sims:

On November 20, 2003, we filed a Notice of Appeal via facsimile, and our deposit account was charged \$330.00 on December 1, 2003. On January 22, 2004, our deposit account was charged a second time in the amount of \$330.00 for filing the Notice of Appeal. Attached for your reference are copies of page 1 of 3 of our December 2003 deposit account statement (Exhibit A) and page 2 of 3 of our January 2004 deposit account statement (Exhibit B) identifying the charges.

We believe the second charge is not valid and request a refund in the amount of \$330.00.

Thank you very much for your assistance with this matter. Please contact me with any questions you may have.

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## PRIVILEGED ATTORNEY/CLIENT INFORMATION

This message contains attorney/client privileged communications and confidential business information that is intended for use only by the individual or company to whom it is addressed. Disclosure, interception, copying or any other use of this message by anyone other than the intended recipient, or the employee or agent of the intended recipient, is strictly prohibited and may be a violation of Federal and State law. If you receive this facsimile by mistake, please notify the sender by telephone (collect calls accepted) and return the original documents to the sender at Mueiting & Raasch, 203 Textile Building, 119 North Fourth Street, Minneapolis, MN 55401. Mueiting & Raasch will pay all reasonable costs for return postage.

Deposit Account Statement

Page 1 of 3

**EXHIBIT A**
**United States  
Patent and  
Trademark Office**

 USPTO  
Home  
Page  
  
Finance  
Home  
Page
**Deposit Account Statement**

Requested Statement Month: December 2003  
 Deposit Account Number: 134895  
 Name: MUETING RAASCH & GEBHARDT PA  
 Attention: ACCOUNTING  
 Address: P O BOX 581415  
 City: MINNEAPOLIS  
 State: MN  
 Zip: 55458-1415

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
12/01	7	10213812	150.00390103	1806	\$180.00	\$28,368.50
12/01	8	09865612	150.00810102	1401	\$330.00	\$28,038.50
12/01	33	PCT/US03/37054	275.0008 0201	1601	\$240.00	\$27,798.50
12/01	34	PCT/US03/37054	275.0008 0201	1602	\$700.00	\$27,098.50
12/01	35	PCT/US03/37054	275.0008 0201	1702	\$476.00	\$26,622.50
12/01	36	PCT/US03/37054	275.0008 0201	1703	\$1,932.00	\$24,690.50
12/01	37	PCT/US03/37054	275.0008 0201	1707	\$520.00	\$24,170.50
12/01	38	PCT/US03/37054	275.0008 0201	8007	\$40.00	\$24,130.50
12/01	99	09640935	PH4370US2	1801	\$770.00	\$23,360.50
12/01	100	09640935	PH4370US2	1253	\$950.00	\$22,410.50
12/02	33	E-REPLENISHMENT		9203	-\$9,000.00	\$31,410.50
12/02	131	09632553	6245.NCP	1501	\$1,330.00	\$30,080.50
12/02	132	09632553	6245.NCP	8001	\$30.00	\$30,050.50
12/03	76	10478807	400.00100101	1613	\$920.00	\$29,130.50
12/03	77	10478807	400.00100101	8021	\$40.00	\$29,090.50
12/04	1	09553683	F,003	1251	\$110.00	\$28,980.50
12/04	5	60525989	265.00410160	1005	\$160.00	\$28,820.50
12/05	1	09383560	54989USA6A	1401	\$330.00	\$28,490.50
12/05	46	PCT/US03/37694	315.0001 0201	1601	\$240.00	\$28,250.50
12/05	47	PCT/US03/37694	315.0001 0201	1704	\$1,119.00	\$27,131.50
12/05	48	PCT/US03/37694	315.0001 0201	1702	\$476.00	\$26,655.50
12/05	49	PCT/US03/37694	315.0001 0201	1703	\$276.00	\$26,379.50
12/05	50	PCT/US03/37694	315.0001 0201	1707	\$520.00	\$25,859.50
12/05	51	PCT/US03/37694	315.0001 0201	8007	\$20.00	\$25,839.50
12/08	2	09821669	553867	1202	\$18.00	\$25,821.50
12/08	3	09821669	553867	1201	\$86.00	\$25,735.50
12/08	11	09849924	290-00010101	2252	\$210.00	\$25,525.50
12/08	181	09941495	150.0072 010	1501	\$1,330.00	\$24,195.50

Valid Charge →

Valid Charge ←

## Deposit Account Statement

Page 2 of 3

## EXHIBIT B

01/09 2	10030330	235.00210101	2251	\$55.00	\$18,776.50
01/09 36	E-REPLENISHMENT		9203	-\$6,000.00	\$24,776.50
01/09 37	E-REPLENISHMENT		9203	-\$7,000.00	\$31,776.50
01/09 51	10028616	150.01100101	1806	\$180.00	\$31,596.50
01/09 105	10087535	150.00610104	1501	\$1,330.00	\$30,266.50
01/09 106	10087535	150.00610104	1504	\$300.00	\$29,966.50
01/09 107	10087535	150.00610104	8001	\$12.00	\$29,954.50
01/09 212	10028249	150.01050101	1806	\$180.00	\$29,774.50
01/12 56	09934450	55959US005	1202	\$72.00	\$29,702.50
01/12 57	09934450	55959US005	1201	\$86.00	\$29,616.50
01/12 93	09934450	55959US005	1806	\$180.00	\$29,436.50
01/13 5	10309467	150.00110103	1401	\$330.00	\$29,106.50
01/13 16	08867891	53474US002	1402	\$330.00	\$28,776.50
01/13 17	08867891	53474US002	1251	\$110.00	\$28,666.50
01/13 48	10032357	150.01110101	1806	\$180.00	\$28,486.50
01/13 108	60535327	265.004501060	1005	\$160.00	\$28,326.50
01/13 190	10230887	150.01090101	1806	\$180.00	\$28,146.50
01/13 196	10347024	285.00010101	1801	\$770.00	\$27,376.50
01/14 94	09843360	206.00180101	1501	\$50.00	\$27,326.50
01/14 96	09843360	206.00180101	8001	\$12.00	\$27,314.50
01/14 368	78351391	101.00250101	7001	\$335.00	\$26,979.50
01/14 369	10081297	243.00020101	2501	\$665.00	\$26,314.50
01/14 370	10081297	243.00020101	1504	\$300.00	\$26,014.50
01/14 371	10081297	243.00020101	8001	\$12.00	\$26,002.50
01/15 2	09866307	110.00440102	1253	\$950.00	\$25,052.50
01/15 3	09895951	6262.N	1401	\$330.00	\$24,722.50
01/15 7	10643019		8021	\$40.00	\$24,682.50
01/16 35	E-REPLENISHMENT		9203	-\$10,000.00	\$34,682.50
01/16 106	10143206	110.01178010	1501	\$1,330.00	\$33,352.50
01/16 107	10143206	110.01178010	1504	\$300.00	\$33,052.50
01/16 108	10143206	110.01178010	8001	\$36.00	\$33,016.50
01/16 202	PCT/US04/00813	294.0012 0201	1601	\$300.00	\$32,716.50
01/16 203	PCT/US04/00813	294.0012 0201	1704	\$1,818.00	\$30,898.50
01/16 204	PCT/US04/00813	294.0012 0201	1702	\$1,035.00	\$29,863.50
01/16 205	PCT/US04/00813	294.0012 0201	8007	\$20.00	\$29,843.50
01/20 27	10213812	150.00390103	1806	-\$180.00	\$30,023.50
01/21 1	09633238	6240.NCP	1251	\$110.00	\$29,913.50
01/21 2	10094845	53498US030	1251	\$110.00	\$29,803.50
01/21 3	10094845	53498US030	1401	\$330.00	\$29,473.50
01/21 7	09866307	110.00440102	1401	\$330.00	\$29,143.50
01/21 61	PCT/US04/01085	287.00070201	1601	\$300.00	\$28,843.50
01/21 62	PCT/US04/01085	287.00070201	1704	\$1,818.00	\$27,025.50
01/21 63	PCT/US04/01085	287.00070201	1702	\$1,035.00	\$25,990.50
01/21 64	PCT/US04/01085	287.00070201	1703	\$176.00	\$25,814.50
01/21 65	PCT/US04/01085	287.00070201	8007	\$20.00	\$25,794.50
01/22 191	09865612	150.00810102	1402	\$330.00	\$25,464.50
01/23 10	09759986	52355USA9B.0	1251	\$110.00	\$25,354.50
01/23 11	09759986	52355USA9B.0	1801	\$770.00	\$24,584.50

Refund Requested

Refund Requested